

AFFIDAVIT

STATE OF MISSOURI)
) ss
COUNTY OF JACKSON)

I, Special Agent Ronda Schell the undersigned affiant being duly sworn, state the following is true and correct to the best of my knowledge and belief.

1. I am a Special Agent (SA) with the Federal Bureau of Investigation and have been so employed for the past two years. I am currently assigned to assist the bank robbery squad in the Kansas City Field Office. This complaint is based on the following facts, which are known to me as a result of my personal participation in this investigation, and from reports made to me by other law enforcement officers:

2. This Affidavit is in support of a Criminal Complaint for Raymond A. Delacruz, black male, date of birth (DOB) xxxxxxx, 1982, Social Security Number (SSN) xxx-xx-xxxx, xxx, xx pounds.

3. On March 28, 2006, SA Kevin J. McCrary, interviewed xxxxxxxxxxx, Bank Manager, First National Bank of Missouri, 10725 Independence Avenue, Independence, Missouri. Henry provided the following information during the interview. At approximately 10:00 a.m., a lone black male (robber) entered the bank's lobby carrying black plastic bags in one hand and brandishing a black semi-automatic weapon in the other. The robber ordered everyone in the lobby to stand facing the south wall and keep their hands up.

4. The robber handed the black plastic bags to tellers, xxxxxxxxxxx, xxxxxxxxxxxxxxxx, xxxxxxxxxxxxxxxx and xxxxxxxxxxxxxxxx, demanding that they fill them with money from their respective teller drawers. The robber also demanded money from the bank vault. At this time, xxxxxx heard the robber yell, "hurry up, you're taking too long." Shortly thereafter the robber fired a shot away from the employees with his handgun. After receiving the money from the tellers, the robber then took the plastic bags and exited the bank. Before leaving the robber said, "Thank you all and have a nice day."

5. On March 28, 2006, xxxxxxxxxxxxxxxxxxxx, a customer of the First National Bank, advised SA James B. Stinnett of the following: xxxxxx, who was in the drive-through, observed the robber inside the bank wearing an apparent bandage over most of his face, along with the tellers and customers with their hands up. xxxxxx left the drive through and repositioned across the street in the Taco Bell parking lot. xxxxxx then called 911 and advised authorities of the robbery in progress.

xxxxxx observed a light-skinned mixed male, wearing black, stone washed jeans, black goose down coat with a white T-shirt over the coat, exit the bank. The robber also wore what appeared to be a white bandage around his face. The robber was seen running across the street behind the Sonic Drive-In through a wooded area and enter a vehicle on Northern Street.

6. On March 28, 2006, xxxxxxxxxxxxxxxx, customer service representative, First National Bank of Missouri, advised Sgt. Ison, Independence, Missouri Police Department the following information. During the robbery, xxxxxxxx was seated at xxx desk in the bank's lobby when the robbery occurred. xxx was on the telephone with customer xxxxxxxxxxxxxxxx and told xxx to call 911 because the bank was being robbed.

7. The occurrence of the bank robbery was reported by the 911 dispatcher over the police radio. Patrol Officer Melody Lynn Rist of the Sugar Creek, Missouri Police Department, heard the report and responded to the general area of the bank. She observed a black male, with a white cloth on his head, black trash bag in his left hand, walking north across from the bank and proceed behind the Sonic Drive-In and into a wooded area behind the business. The man was next observed entering a tan Nissan vehicle with no license parked on Northern Street.

8. Officer Rist initiated a pursuit of the robber. Eventually other officers from the Independence, Missouri Police Department joined in the high speed pursuit of the Nissan for approximately 27 miles before it came to a stop at Woods Chapel Road and Interstate I-70 as a result of damaged tires from police stop-sticks. The driver of the vehicle was identified as the defendant, Raymond A. Delacruz, DOB xx/xx/1982, SSN xxx-xx-xxxx.

9. A check of the Kansas Department of Revenue revealed that the vehicle, a 2006 Nissan Sentra, Vehicle Identification Number xxxxxxxxxxxxxxxx, is owned by Enterprise Leasing Company of Kansas, xxxxxxxxxxxx, Overland Park, Kansas.

10. On March 28, 2006, affiant, Special Agent Ronda Schell, telephonically contacted xxxxxxxxxxxx, Enterprise Leasing Company of Kansas who advised the aforementioned vehicle was rented to Ray Delacruz, DOB xx/xx/1982, on 03/16/2006 from the facility located at xxxxxxxxxxxxxxxxxxxx, Platte Woods, Missouri.

11. Once the vehicle had been stopped, a search incident to the defendant's arrest revealed the he was in possession of a loaded Glock Model 17 handgun, recovered from his right front pants pocket. Further, a search of the vehicle revealed a black plastic trash bag containing U.S. Currency. A piece of white cloth tied in a knot found on the right front passenger floorboard.

12. On March 28, 2006, xxxxxxxxxxxxxxxx, Vice President, First National Bank of Missouri, provided SA Kevin J. McCrary with the following information. xxxxxxxx advised that an audit of the bank revealed the total loss as a result of the robbery was \$9,311.00 in U.S. Currency. xxxxxxxx provided a list of bait bills taken during the robbery. xxxxxxxx and other First National Bank of Missouri personnel also confirmed that its deposits were insured by the Federal Deposit Insurance Corporation, certificate number xxxxxx.

13. On March 28, 2006, Sgt. Kevin Freeman, Independence, Missouri Police Department, telephonically advised SA James B. Stinnett the following information. A count of the money recovered from the aforementioned vehicle driven by Raymond A. Delacruz revealed \$9,313.00 in U.S. Currency. Three twenty dollar bills of this total amount recovered from the vehicle driven by Raymond A. Delacruz matched the serial numbers of bait bills provided by First National Bank of Missouri.

The foregoing is true and correct to the best of my information and belief.

Ronda Schell
Special Agent
Federal Bureau of Investigation

Subscribed and sworn to before me this 29th day of March 2006.

ROBERT E. LARSEN
United States Magistrate Judge